

## **Powers of the WAC Enumerated in the Eleventh Amended Agreement for Water Supply**

Section 5.2 of the Eleventh Amended Agreement states: "Except as provided herein to the contrary, the power of the Water Advisory Committee is limited to that of collective spokesperson for the water contractors and shall be advisory only in nature." The exceptions, i.e. the powers of the Water Advisory Committee are:

1. Determines compliance with water conservation mandates of the Eleventh Amended Agreement (Section 1.12).
2. Determines the amount of SCWA surplus well capacity the SCWA shall develop for emergency backup purposes (Section 2.2).
3. Must approve the undertaking and funding of conservation projects (Section 2.5).
4. May approve studies it wishes be undertaken by SCWA (Section 2.3[a]).
5. Rules on the need for an amendment of agreement on questions that arise concerning additions or alterations of the Transmission System (Section 2.3[b]).
6. Must approve the acquisition of the Potter Valley Project or any part thereof (Section 2.4).
7. Must approve payment to others of any operating costs of the Potter Valley Project to keep it going (Section 1.1[m]).
8. Must approve any amendment of or any subsequent agreements between SCWA and Marin Municipal Water District regarding sale of water (Section 3.12).
9. For the purposes of SCWA rate making, may decide to change criteria used to provide adequate predication of aqueduct sales during drought events (Section 4.1[c]).
10. Determines the amount of prudent operating reserve to be maintained by SCWA (Section 4.2[b]).
11. Determines amount of additional funds for storage and common facility capital improvement funds to be raised by SCWA via operation and maintenance rate surcharges – so called "pay as you go funds" (Section 4.2[b]).
12. Determines amount of aqueduct capital charges to levy for aqueduct facilities over and above debt service on any bonds and amount of capital charges for major replacement of all or any portion of the Santa Rosa, Forestville, Sonoma, Petaluma, and Russian River to Cotati Intertie Aqueducts (Sections 4.3[e], 4.4[e], 4.5[e], and 4.6[e] and 4.10[b] respectively).
13. Determines amount of capital charge for storage facilities over and above debt service on any bonds (Section 4.11[b]).
14. Reviews any project proposed by SCWA that would have a significant impact of capital requirements or operation and maintenance costs (Section 5.1[b]).
15. Approves hiring of consultants that answer to the WAC for study and analysis and other purposes the WAC deems necessary (Section 5.3[c]).

Prepared by John Olaf Nelson Water Resources Management, June 28, 2001